

PATENT

585AAA/TELNP226USA

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SEP 27 2005

Date: 9-27-05
Christina M. Padamonsky

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Applicant(s): Joerg Schlieffers, *et al.*

Examiner: Diane I. Lee

Serial No: 09/835,733

Art Unit: 2876

Filing Date: April 16, 2001

Title: DATA ACQUISITION APPARATUS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

STATEMENT OF SUBSTANCE OF THE INTERVIEW

Dear Madam:

This interview summary is in response to a telephone interview between Examiner Diane I. Lee and applicant's representative, Andrew R. Spiegel. Applicant's representative thanks the Examiner for the courtesies extended during the telephonic interview on September 7, 2005. The Examiner was contacted to clarify the draft response, to the proposed amendment, which was faxed to the Examiner, September 6, 2005. The applicant's representative suggested that the proposed amendment (*i.e.*, the handle being "non-detachably" joined to the body) was not new matter as it was already inherent in the claims.

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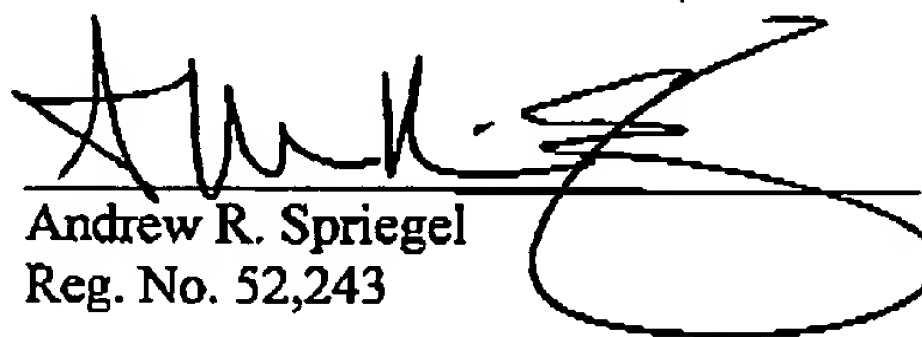
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In addition, it was pointed out, with regard to the subject claims, that the large angle of the handle facilitates the resting of the body on the radial portion of the user's hand (this is inherent in the claims), whereas VanHorn, *et al.* with a much smaller angle does not facilitate the resting of the handle on the users hand. Lastly, if the VanHorn, *et al.* device rotates toward the person's arm, it is clear that it would rest on the person's wrist and not the radial surface of the hand. It was pointed out that it is not clear to the applicant's representative that Fig. 9 in the cited reference illustrates the body of the device being supported by the user's hand.

No fee is believed to be due, but in the event any fees are due in connection with this document the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063 [GEDP106US].

Respectfully submitted,

AMIN & TUROCY, LLP


Andrew R. Spiegel
Reg. No. 52,243

AMIN & TUROCY, LLP
24TH Floor, National City Center
1900 E. 9TH Street
Cleveland, Ohio 44114
Telephone (216) 696-8730
Facsimile (216) 696-8731